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EXTRAORDINARY

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MINISTRY OF LAW

New Delhi, the 31st December 1953

THE BARSİ LIGHT RAILWAY COMPANY (TRANSFERRED LIABILITIES) ORDINANCE, 1953

No. 7 OF 1953

An Ordinance to impose upon the Barsi Light Railway Company, Limited, an obligation to make certain payments to the Central Government.

WHEREAS upon the determination on the 31st day of December, 1953, of the contract made on the 1st day of August, 1895, and all other contracts supplemental thereto between the Secretary of State in Council of India and the Barsi Light Railway Company, Limited, the Central Government will assume liability for all gratuities, or special contributions to the provident funds, and leave salaries of the employees of the said Company taken into employment by the Central Government in respect of the period of their service under the said Company;

AND WHEREAS it is necessary to impose upon the Barsi Light Railway Company, Limited, an obligation to make certain payments to the Central Government in requital for the assumption of this liability;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. Short title and commencement.—(1) This Ordinance may be called the Barsi Light Railway Company (Transferred Liabilities) Ordinance, 1953.

(2) It shall come into force at once.

2. Definition.—In this Ordinance “the Company” means the Barsi Light Railway Company, Limited.

3. Payment by Company to the Central Government.—The Company shall pay to the Central Government out of its assets such sum as on the 31st day of December, 1953, is sufficient to meet the payment of—

(a) all amounts payable as gratuities or as special contributions to provident funds, as the case may be, which, if the Company had continued to exist after the 31st day of December, 1953, it would have paid on or after that day under the normal operation of its rules to its employees then in service if their services had been terminated on that day by the abolition of their appointments; and

(b) all amounts payable by way of leave salary for such periods of leave as, if the Company had continued to exist after the 31st day of December, 1953, it would have sanctioned under the normal operation of its rules to its employees then in service if they had been permitted to proceed on leave on the 1st day of January, 1954, with permission to retire on the expiry of that leave.

4. Payments to employees out of money paid to Central Government.—The moneys paid to the Central Government under section 3 shall be utilised by the Central Government to effect payment to employees of the Company re-employed by the Central Government of the amounts referred to in clauses (a) and (b) of section 3 in accordance with the principles prescribed in the rules of the Company, or in the rules of the Central Government by which those rules may be replaced.

RAJENDRA PRASAD,

President.

K. V. K. SUNDARAM,

Secy. to the Govt. of India.